

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Yoji FURUYA
Serial No. : 09/825,718 Group Art Unit : 3625
Filed : April 4, 2001 Examiner : Pond
For : **COMMUNICATION SYSTEM, OUTPUT DEVICE AND INFORMATION PROCESSING DEVICE**

REQUEST FOR REFUND TO DEPOSIT ACCOUNT

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

On April 11, 2005, the undersigned sent a facsimile response to an Office Action that the Examiner mailed on November 17, 2004. The 3 month due date for that response was February 17, 2005, so the facsimile response included a petition for an extension of time and an authorization to charge the Milbank Deposit Account 13-3250, for the extension fee. According to our records the Milbank deposit account was charged \$430.00 on 4/18/2005 for this client matter, which appears to have been the extension fee.

On May 17, 2005, the undersigned filed a Request for Continued Examination, and a petition for a further extension of time, again with an authorization to charge the Milbank Deposit Account 13-3250, for the RCE and extension fee. According to our records the Milbank deposit account was charged \$1810.00 on 5/19/2005, which appears to have been the RCE fee (\$790.00) plus a fee for an extension of 3 months time (\$1020.00). Therefore, it appears that we have overpaid the required extension fee by \$430.00, and respectfully ask for a refund and credit of the Milbank Deposit account 13-3250, in that amount.

PATENT
Docket No.: 36409-01100

In the event there are any questions, please contact me at the number listed below.

Respectfully submitted,
Milbank, Tweed, Hadley & McCloy, LLP



Chris L. Holm
Reg. No.: 39,227

July 7, 2005

Milbank, Tweed, Hadley & McCloy LLP
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(212) 530-5000 / (212) 530-5219 (facsimile)

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

36409-01100



In re Application of FURUYA

09/825,718

Filed: April 4, 2001

For COMMUNICATION SYSTEM, OUTPUT DEVICE AND INFORMATION PROCESSING DEVICE

Group Art Unit
3625Examiner
Pond

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

- | | |
|---|-------------------|
| <input type="checkbox"/> One month (37 CFR 1.17(a)(1)) | \$ _____ |
| <input type="checkbox"/> Two months (37 CFR 1.17(a)(2)) | \$ _____ |
| <input checked="" type="checkbox"/> Three months (37 CFR 1.17(a)(3)) | \$ <u>1020.00</u> |
| <input type="checkbox"/> Four months (37 CFR 1.17(a)(4)) | \$ _____ |
| <input type="checkbox"/> Five months (37 CFR 1.17(a)(5)) | \$ _____ |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$ _____ | |
| <input type="checkbox"/> A check in the amount of the fee is enclosed. | |
| <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. | |
| <input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. | |
| <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number <u>13-3250</u> . | |

I have enclosed a duplicate copy of this sheet.

I am the applicant/inventor.

- assignee of record of the entire interest. See 37 CFR 3.71
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
- attorney or agent of record.
- attorney or agent under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a). 39,227

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

May 17, 2005

Date

212-530-5000

Telephone Number

Signature

Chris L. Holm (39,227)

Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Adjustment Date: 09/01/2005 SDIRETA1
05/19/2005 AWONDAF1 00000085 133250 09825718
02 FC:1253 1020.00 CR

NY2:#4641349

09/01/2005 SDIRETA1 00000021 133250 09825718

01 FC:1253 590.00 DA

05/19/2005 AWONDAF1 00000085 133250
02 FC:1253 1020.00 DA

05/19/2005 AWONDAF1 00000085 133250
02 FC:1253 1020.00 DA